

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 5, 1998, the following members were present:

Nancy McCaffree, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher was on vacation and did not leave votes on the following items.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(1) In the matter of CITIZENS COMMUNICATIONS Docket N97. 12.233; On December 11, 1997, Citizens Telecommunications Company filed Advice No. MT-97-13 introducing Digital Channel Service in response to customer demand. This service transmits and receives digital signals between the serving wire center and digital switching equipment located at the customer's premises. Effective date of the filing is 1/11/98. Commissioner Rowe moved to approve Advice No. MT-97-13. Commissioner Anderson seconded the motion, which passed unanimously.

(2) In the matter of SPRINT COMMUNICATIONS COMPANY Docket N97. 12.236; On December 15, 1997, Sprint Communications Company filed revisions to its Interexchange Telecommunications Services tariff. The filing adds provisions to recover amounts collected for statutory or regulatory programs and introduces Sprint Sense AnyTime calling plan. Commissioner Rowe moved to approve the revisions as filed. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(3) In the matter of TN1899 Marvin E. Mintyala dba City Garbage and Mr. "M" Disposal, Lewistown, Montana and Griffin Phoenix, Inc., Billings, Montana mutually request that the lease of PSC No. 3819, previously approved on December 22, 1997 be cancelled and the authority be returned to the control of Marvin E. Mintyala dba City Garbage and Mr. "M" Disposal, Lewistown, Montana.

Class D Refuse, meaning all putrescible and non- putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned waste between all points and places in the following counties: Fergus, Judith Basin, Wheatland, Golden Valley, Musselshell and Petroleum. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D Refuse, meaning all putrescible and non- putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes, and any other abandoned waste, between all points and places in the following counties: Chouteau, Meagher, Teton, Pondera, Glacier, Toole, Liberty, Hill, Daniels, Valley, and Phillips, and between all points and places in the following counties: Garfield (except within the community of Jordan), Sheridan (except within the town of Plentywood, Montana, and to and from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said town),

Cascade (except within the corporate limits of the City of Great Falls and suburban area within a radius of ten mile thereof). Limitations: Transportation of garbage, refuse, rubbish and waste from litter cans located upon the public highways is prohibited in the following counties: Garfield, Treasure, Rosebud, Powder River, Fallon, Custer, Prairie, and Wibaux. Limitations: Transportation within Fort Benton, Montana and a ten (10) mile radius is prohibited, carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D .Refuse, meaning all putrescible and nonputrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes, and any other abandoned waste, between all points and places in the following counties: McCone, Roosevelt, Dawson (except within the community of Glendive and a radius of five miles thereof) and Richland (except within the community of Sidney). Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation of garbage, refuse, rubbish and waste from litter cans located upon the public highways is prohibited in the following counties: Richland, McCone and Dawson.

Class D .Refuse, meaning all putrescible and non-putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned waste within the town of Fort Benton, Montana and a ten (10) mile radius thereof.

Commissioner Anderson moved to grant the cancellation of the lease and restore authority. Commissioner Rowe seconded the motion, which passed unanimously.

(4) In the matter of T97. 1 16.ST .Marvin E. Mintyala dba City Garbage and Mr. "M" Disposal, Lewistown, Montana and Griffin Phoenix, Inc., Billings, Montana mutually request that the sale and transfer of PSC No. 3819, previously submitted to the Commission be withdrawn and docket closed. This application has been docketed in but not yet noticed to the public.

Commissioner Anderson moved to approve the withdrawal request and close the docket. Commissioner Oberg seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Acting Chair

BOB ANDERSON, Commissioner

DANNY OERG, Commissioner

BOB ROWE, Commissioner

ATTEST

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 6, 1998, the following members were present:

Nancy McCaffree, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher was on vacation, but left his proxy for the work sessions to Commissioner Oberg.

APPEARANCE

Denise Peterson, Mike Lee, Dan Elliott

(5) In the matter of the Commission's discussion of its procedural schedule for the Montana Power Company Electric Restructuring Plan .Docket No. D97.7.90; Commissioner Anderson moved to adopt and issue an amended procedural schedule. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg cast Fisher vote as "Aye".

APPEARANCE

Martin Jacobson, Wayne Budt

(6) In the matter of the Commission's discussion of commencing rulemaking to repeal or amend certain railroad rules .Docket No. L97. 12.8 RUL; Commissioner Oberg moved to commence the rulemaking to repeal certain railroad rules. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg cast Fisher vote as "Aye".

APPEARANCE

Wayne Budt, Dan Elliott, Robin McHugh

(7) In the matter of the Commission's discussion of out-of-state travel and budget; Commissioner Anderson moved to approve out-of-state travel for 1 person to attend the INDIGO Meeting in Salt Lake City, Utah the end of January, 1998. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg cast Fisher vote as "Aye"

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Acing Chair

DAVE FISHER, Commissioner

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 12, 1998, the following members were present:

Nancy McCaffree, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Chairman Fisher was on vacation, but did leave his proxy with Commissioner Oberg on the following items.

APPEARANCE
Dan Elliott Administrator
Utility Division

The following 3 dockets were handled at the business meeting as one item:

(8) In the matter of PCR/U S WEST Communications, Inc. Docket D97. 10.201; and Tel-Link, LLC/US WEST Communications Docket D97. 10.207; and Stargate/U S WEST Communications, Inc. Docket D97.10.209

PCR/U S WEST Communications, Inc. Docket D97. 10.201; On November 5, 1997, a Notice of Application for Approval of Resale Agreement and Opportunity to Intervene and Comment was issued, notifying interested persons of the negotiated Resale Agreement between U S WEST and PCR Phone Credit Services which had been filed on October 23, 1997 for approval with the Commission. The Agreement must be approved within 90 days (by January 21, 1998) or it will be deemed approved. A draft order approving the Agreement has been distributed,

Tel-Link, LLC/US WEST Communications Docket D97. 10.207; On November 5, 1997, a Notice of Application for Approval of Resale Agreement and Opportunity to Intervene and Comment was issued, notifying interested persons of the negotiated Resale Agreement between U S WEST and Tel-Link, LLC which had been filed on October 31, 1997 for approval with the Commission. The Agreement must be approved within 90 days (by January 29, 1998) or it will be deemed approved. A draft order approving the Agreement has been distributed,

Stargate/LT S WEST Communications, Inc. Docket D97. 10.209; On November 5, 1997, a Notice of Application for Approval of Resale Agreement and Opportunity to Intervene and Comment was issued, notifying interested persons of the negotiated Resale Agreement between U S WEST and Stargate Communications, Inc. which had been filed on October 31, 1997 for approval with the Commission. The Agreement must be approved within 90 days (by January 29, 1998) or it will be deemed approved. A draft order approving the Agreement has been distributed.

Commissioner Rowe moved to approve the draft orders approving the agreements. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher aye

(9) In the matter of MDU RESOURCES GROUP INC. Docket D97. 12.248; On December 22, 1997,

MDU filed an application seeking approval in the issuance of Common Stock to (1) use either the negotiated placement requirements or the competitive bidding requirements under 18 C.F.R. § 34.2 if MDU issues Common Stock in one or more public offerings and (2) to clarify the method of calculating the sales price of its Common Stock. A default order has been drafted. Commissioner Oberg moved to approve Default Order No. 6037. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

(10) In the matter of CLARK FORK TELECOMMUNICATIONS .Docket N97. 12.234; On December 12, 1997, Clark Fork Telecommunications filed revisions to its tariff to introduce New Number Referral, to increase its Lifeline discount to reflect the changes made by the Federal Communications Commission, and to remove the intrastate toll section of the tariff because Blackfoot Communications will replace US West and Clark Fork as the default intraLATA carrier. Commissioner Rowe moved to approve only the tariff revisions to introduce New Number Referral, to increase its Lifeline discount to reflect the changes made by the FCC. The section "and to remove the intrastate toll section of the tariff because Blackfoot Communications will replace US West and Clark Fork as the default intraLATA carrier" is removed. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

(11) In the matter of PROJECT TELEPHONE COMPANY .Docket N97. 12.237 and VALLEY TELECOMMUNICATIONS .Docket N97. 12.238 and CENTRAL MONTANA TELECOMMUNICATIONS .N97.12.242;

On December 15, 1997, Project Telephone filed tariff revisions to reflect the changes made by the Federal Communications Commission to the Lifeline and Link Up programs.

On December 15, 1997, Valley Telecommunications filed tariff revisions to reflect the changes made by the Federal Communications Commission to the Lifeline and Link Up programs.

On December 22, 1997, Central Montana Telecommunications filed a tariff revision to reflect the increased discount made available by the Federal Communications Commission for participants in the Lifeline program.

Commissioner Oberg moved to approve the tariff revisions to reflect the changes made by the FCC. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

(12) In the matter of US WEST Communications .Docket N97. 12.241; On December 22, 1997, US WEST filed tariff transmittal 97-44, Revisions to Voice Messaging Service. The filing makes several minor changes to the offering of Business Voice Messaging and Voice Messaging service for residential customers. Commissioner Rowe moved to approve the revisions. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

ADDITIONAL AGENDA ITEM

Denise Peterson

(13) In the matter of Three Rivers / US West Communications .Docket No. D97. 11.226; On November 26, 1997 Three Rivers and USWC filed their Interconnection Agreement. Commissioner Anderson moved to approve the Interconnection Agreement. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(14) In the matter of Docket T-97.91 .PCN .Consideration of request by Sanitation, Inc. on motion to dismiss protestant or limit evidence in hearing (see attached documents). A public hearing is scheduled for Wednesday, January 14, 1998, in Harlowton, Montana. Commissioner Anderson moved to deny the motion to dismiss. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

(15) In the matter of Docket T-97. 1 12.PCN .On November 19, 1997 Karst Stage, Inc., Bozeman, Montana, filed an request to amend their present authority under PSC No. 3596 SUB D:

Current Authority Held:

Class B .Persons and personal baggage to be chauffeured in limousines, between all points and places in the following counties: Gallatin, Park and Madison. Limitations: 1) The transportation of more than six (6) passengers per vehicle is prohibited. 2) Solicitation of individual fares is prohibited. 3) Service as a taxi or cab is prohibited.

Amended Authority Sought:

Class B .Persons and personal baggage to be chauffeured in limousines, between all points and places in the following counties: Gallatin, Park and Madison. Limitations: 1) The transportation of more than twelve (12) passengers per vehicle is prohibited. 2) Solicitation of individual fares is prohibited. 3) Service as a taxi or cab is prohibited.

No protests were filed.

Commissioner Anderson moved to approve the amendment from 6 passengers to 12 passengers. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

(16) In the matter of TN1903 .Bill H. Severns and Denise B. Severns dba Ravalli Motor Freight, Corvallis, Montana request permission to suspend PSC No. 646 for a period of six months, effective December 31, 1997 to June 30, 1998.

Class B .Household goods (as defined by Commission) from all points and places in Ravalli County to all points and places in the State of Montana and from all points and places in the State of Montana to points and places in Ravalli County.

Commissioner Rowe moved to suspend PSC No. 646 for a period of six months. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher aye.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Acting Chair

DAVE FISHER, Commissioner

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commissions Offices in Helena, Montana, on Monday, January 12, 1998, the following members were present:

Nancy McCaffree, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Chairman Fisher was on vacation, but left his proxy to Commissioner Oberg on the following item.

APPEARANCE

Denise Peterson, Dan Elliott, Robin McHugh

(17) In the matter of Montana Power Company's Transition Plan .Docket No. D97.7.90; Commissioner Oberg moved to suspend the filing of discovery responses on testimony of Richard Albert and Matthew Kahal as described in a January 12, 1998 letter from Montana Consumer Counsel. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "aye".

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Acing Chair

DAVE FISHER, Commissioner

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secetary
(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 13, 1998, the following members were present:

Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Chairman Fisher was on vacation, but left his proxy to Commissioner Oberg on the following items.

APPEARANCE

Karen Hammel, Will Rosquist

(18) In the matter of the Commission's discussion of US West Communications, Inc. ISDN Docket and MCI's objections to USWC's clarified data requests .Docket No. D96 .7.121; Commissioner Rowe moved to grant MCI's objections to Discovery. Request 86 must be clarified and 98 struck. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Karen Hammel, Mike Lee

(19) In the matter of the Commission's discussion of USWC Rate Rebalancing .Docket No. D96. 12.220; Commissioner Anderson moved to deny USWC's motion to compel responses to USWC-6. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

(20) In the matter of the Commission's discussion of USWC Flexible Pricing .to discuss USWC's motion . Docket D97.7. 125; Commissioner Anderson moved to approve an order vacating the hearing to allow a decision on briefs and record to date of prefiled testimony and discovery. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

(21) In the matter of a legal opinion by a Texas Court in SBC v FCC and discussion of its effect in Montana; Commissioner Rowe moved to authorize staff to take action in support of the NARUC and states position for stay and/or positions consistent with that position. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Martin Jacobson, Mike Sheard

(22) In the matter of the Commission's discussion of Extended Area Service Call Study .West Yellowstone .Docket No. D97. 10.206; Commissioner Rowe moved to continue the EAS process with further notice and granting of protective order. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Karen Hammel, Eric Eck

(23) In the matter of the Commission's discussion of World Coin acquisition of MCI and a petition of GTE for intervention .Docket No. D97. 10.191; Commissioner Oberg moved to grant intervention and develop a procedural schedule and issue a notice of filing. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Karen Hammel, Ron Woods, Mike Sheard

(24) In the matter of the Commission's discussion of Montana Wireless Amendment to Interconnection Agreement .Docket No. D97.9. 168; Commissioner Anderson moved to approve a draft order approving Amendment #1 as the Commission's findings. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

(25) In the matter of the Commission's discussion of the issuance of a protective order in the Universal Cost Model docket .Docket No. D97.9. 167; Commissioner Anderson moved to issue the protective order as drafted by staff. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Karen Hammel, Bonnie Lorang, Mike Sheard

(26) In the matter of the Commission's discussion of FCC-96-45 .Universal Service Docket; Commissioner Oberg moved to file comments in support of the position of "high cost states" on the issue of the federal/state split of support for Universal Service cost obligation. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher "Aye".

APPEARANCE

Karen Hammel, Mike Lee

(27) In the matter of the Commission's discussion of InterLATA toll regulation .Docket No. 94.2.8; the Commission directed staff to convene an informal staff level meeting with the parties to and others interested in this docket. The Commission also directed staff to discuss, at this meeting, the process by which the required data will be provided and to develop a procedural schedule. Additionally, the impact of Senate Bill 89 could be discussed. No vote was taken by the Commission. However, in error, a Notice of Commission Action, rather than a Notice of Staff Action, was prepared and mailed out on January 16, 1998. This minute entry is supplied only to document this action as a "direction to staff" rather than a "vote item".

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCaffree, Acting Chair

DAVE FISHER, Commissioner

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary
(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 20, 1998, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(28) In the matter of CITIZENS TELECOMMUNICATIONS Docket N97. 12.250; On December 30, 1997, Citizens Telecommunications Company of Montana (CTC-Montana) filed tariff revisions to change verbiage from "intrastate" to intraLATA". Commissioner Rowe moved to approve the tariff revisions. Commissioner McCaffree seconded the motion, which passed unanimously.

ADDITIONAL ITEM

Karen Hammel
Legal Division

(29) In the matter of US West Communications, Inc. motion for extension of time (USWC Sprint Interconnection Agreement) Docket No. D97.8. 160; Commissioner Oberg moved to grant the extension of time. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(30) In the matter of Docket T-97. 1 14.ST On November 21, 1997 City Taxi, Inc., Bozeman, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity. PSC No. 2278, to 4 x 4 Stage, Inc., Belgrade, Montana:

Class B .Persons between all points and place within Gallatin, Park and Madison Counties.

No protests were received.

Commissioner Rowe moved to grant the transfer of PSC No. 2278. Commissioner McCaffree seconded the motion which passed unanimously.

(31) In the matter of TN 1887 .Karst Stage, Inc., Bozeman, Montana and Cutrbus Sparks Ventures, LLC, Bozeman, Montana mutually request that the name of the lessee of PSC No. 9403 be amended to read Cutrbus Sparks Ventures, LLC dba Classic Limo.

Class B .Persons and personal baggage to be chauffeured in limousines, between all points and places in the following counties: Gallatin, Park and Madison. Limitations: 1) The transportation of more than twelve (12) passengers per vehicle is prohibited. 2) Solicitation of individual fares is prohibited. 3) Service as a taxi or cab is prohibited.

Commissioner McCaffree moved to approve the name change. Commissioner Rowe seconded the motion which passed unanimously.

(32) In the matter of TN1904 .4 X 4 Stage, Inc., Belgrade, Montana requests permission to lease PSC No. 2278 to All Valley Cab, Inc., Belgrade, Montana for a six (6) month period of time, January 20, 1998 to July 20, 1998.

Class B .Persons between all points and place within Gallatin, Park and Madison Counties.

Commissioner McCaffree moved to approve the lease of PSC 2278 for a period of six months. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Laura Calkin
Centralized Services

(33) In the matter of the approval of Commission Minutes; Commissioner McCaffree moved to approve the Commission Minutes for the weeks of December 8, 1997, December 15, 1997, December 22, 1997. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Commissioner

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, January 21, 1998, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Bonnie Lorang

(34) In the matter of the Commission's discussion of Montana Universal Access Program and the deadline for applications for funding assistance; Commissioner Rowe moved to waive our rules, on the Commission's own motion, deadlines for applications for funding assistance and extend dates to May 1 for applications and other dates adjusted accordingly. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Martin Jacobson, Joel Tierney, Tina Shorten

(35) In the matter of the Commission's discussion of Mike Wiles v US West Communications, Inc., . Docket No. D97. 12.23 1; Commissioner Oberg moved to dismiss, with deep regret, the complaint due the PSC's lack of authority in this matter. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE
Martin Jacobson

(36) In the matter of the Commission's discussion of the litigation of Enron in district court of the Commission's final order .Docket No. D96.2.22; Commissioner Anderson moved to direct staff to defend the Commission's order. Commissioner McCaffree seconded the motion, which passed unanimously

(37) In the matter of Lone Mountain Springs and the District Court Appeal of the Commission's Final Order in the transfer of assets .Docket No. D97.8. 140; Commissioner Anderson moved to direct staff to defend the Commission's order. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel, Kate Whitney

(38) In the matter of the Commission's discussion of USWC's Centrex Market Rate for Glendive, Montana .N96.8. 145; Commissioner Rowe moved to accept staffs recommendation and reject the filing. Commissioner Anderson seconded the motion, which passed 4-1. Commissioners Fisher, McCaffree, Anderson and Rowe voted aye. Commissioner Oberg dissented.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Commissioner

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commissions Offices in Helena, Montana, on Monday, January 26, 1998, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(39) In the matter of MCI TELECOMMUNICATIONS CORP. Docket N97-12-252; On December 31, 1997, MCI filed tariff pages revising the structure and usage rates for Option A (Dial One Direct) and Option AA (MCI One Savings); to remove the Lowest Price Guarantee verbiage from the Weekend Savings Plan; to increase and reduce usage and surcharge rates for 1-800-Collect and Operator Service; to extend and change the Intralata Calling Promotion 2; and to introduce the following promotions: Asia Plan Calling Card, Affinity, and MCI One Savings. Commissioner Rowe moved to approve the tariff revisions. Commissioner McCaffree seconded the motion, which passed unanimously.

(40) In the matter of US WEST COMMUNICATIONS Docket N97-12-249; On December 31, 1997, US WEST filed tariff transmittal 97-ACO4, to revise the Carrier Common Line (CCL) bulk-bill factor, to reflect the impact of the 1997 EAS which converted toll traffic to local traffic in several regions throughout the State of Montana. Commissioner McCaffree moved to approve the tariff revisions. Commissioner Rowe seconded the motion, which passed unanimously.

ADDITIONAL AGENDA ITEM

Eric Eck
Utility Division

(41) In the matter of Black Hills Power & Light Docket NO. D97. 12.251; On December 31, 1997, BHP&L filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on January 6, 1998. Requests for hearing were due by October 27, 1997. No requests have been received. This application will decrease rates by \$3,213.00 under the base cost of fuel approved in Docket No. 83.4.25. Commissioner McCaffree moved to approve Default Order No. 6044. Commissioner Oberg seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(42) In the matter of Docket T-97. 1 15.AR Security Armored Express, Inc., Helena, Montana, did not meet the Class D requirements listed in 38.3. 1203, ARM, for 1996. A Verified Statement has been submitted for consideration on whether or not to cancel the Class D operating authority granted in Montana PSC No. 899.

Class D Ashes, trash, waste, refuse, rubbish and garbage, within the City of Great Falls,

Montana, and to or from points tributary thereto, but within a distance not exceeding ten (10) miles in any direction from said city. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Anderson moved to accept the verified statement for PSC No. 899 for a period of 1 more year. Commissioner Rowe seconded the motion, which passed unanimously.

(43) In the matter of TN1905 Frank Dotz dba Dotz Pianos, Missoula, Montana requests permission to suspend PSC No. 9233 for six months, January 14, 1998 to July 14, 1998.

Class B Pianos and organs between all points and places in Missoula and Ravalli Counties.
Limitations: Transportation which both originates and terminates within a ten (10) mile radius of Hamilton, Montana or Darby, Montana is prohibited.

Commissioner Rowe moved to grant the request for suspension of PSC No. 9233 for a period of six months. Commissioner McCaffree seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Commissioner

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 26, 1998, the following members were present:

Nancy McCaffree, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher did not participate in this work session.

APPEARANCE
Martin Jacobson, Scott Fabel

(44) In the matter of the Commission's discussion of Great Falls Gas Co. Docket No. D97. 11. 119; Commissioner Anderson moved to vacate the technical hearing, suspend the procedural schedule and hold the public hearing as scheduled. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Acting Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, January 27, 1998, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Robin McHugh

(45) In the matter of the Commission's discussion of Skyland Technologies petition for arbitration with US West Communications, Inc. Docket No. D98. 1.2; Commissioner Rowe moved to accept the arbitration request with the Commission as arbitrator and delegation of procedural matters to Karen Hammel, PSC Staff Telecommunications Counsel. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Mike Sheard, Kate Whitney

(46) In the matter of the Commission's discussion of pay phone issues resulting from the passage of the Telecommunications Act of 1996 Docket Nos. D97.4.65 and D97.2.33; Commissioner Oberg moved to issue a proposed order with the Commission's findings arising out of TA 96 and subsequent FCC orders to implement the payphone provisions of the Act as well as conclusions of an AT&T and MCI petition on local exchange carriers compliance with said FCC orders, Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Denise Peterson, Robin McHugh, Will Rosquist

(47) In the matter of the Commission's discussion of a request from the Consumer Education Collaborative concerning electric restructuring education materials; Commissioner Anderson moved to direct staff to draft a letter declining the request for Commission pre-approval of certain educational materials, but offer staff in a consultive role to industry stakeholders to review said materials. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Commissioner

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commission

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)